

04-302 PANG V. UNITED STATES

QUESTION PRESENTED FOR REVIEW

1. Whether the District Court erred in refusing to allow evidence of Petitioner's pre-trial tax payment (which formed the basis of his defense) so that it could be brought before the jury and proved according to the procedures mandated by *Apprendi v. New Jersey*, 530 U.S. 466 (2000), *Cheek v. United States*, 498 U.S. 192 (1991), and *Blakely v. Washington*, 124 S. Ct. 2531 (2004).